



Ordinance Number 529

AN ORDINANCE TO AMEND CHAPTER 145 OF THE ELSMERE CODE

Sponsored By: Joann I. Personti, 5th District Councilwoman
John Jaremchuk, 1st District Councilman

First and Second Reading:
March 10, 2011

Results: _____

Third and Final Reading:
April 14, 2011

Results: _____

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AN ORDINANCE TO AMEND CHAPTER 145 OF THE ELSMERE CODE

WHEREAS, the Mayor and Council of the Town of Elsmere have noted an increase in the number of properties town wide which are requiring repeated and excessive Police and Code Department services, and;

WHEREAS, many incidents requiring Police and Code services often threaten the safety and welfare of the law abiding Elsmere residents, and;

WHEREAS, these incidents have a negative impact on the law abiding Elsmere residents, and;

WHEREAS, the Mayor and Council wish to give the Police and Code Departments as many tools as possible to aid them in the enforcement of laws,

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF ELSMERE AS FOLLOWS:

1. Chapter 145, section 145-2 be amended as follows:
Line 7 after the word "Elsmere" add "or the laws of the State of Delaware".
Line 10 after the word "Elsmere" add "or the laws of the State of Delaware".
Line 14 after the word "Elsmere" add "or the Police Chief of the Town of Elsmere".
2. Chapter 145, section 145-5 be amended as follows:
Add the following new subsection:
"D. In addition to any other penalty which may be imposed hereunder, the Town of Elsmere may, at its discretion, revoke any rental licenses or building permits for not only the subject property, but also any other property located within the Town of Elsmere owned by the offending owner until the Town is satisfied that the problem has been mitigated,"

March 10, 2011
First and Second Reading

April 14, 2011
Third and Final Reading

Deborah A. Norkavage, Mayor

Joann I. Personti, Secretary

Approved As To Form
Edward McNally, Town Solicitor

SYNOPSIS:

This Ordinance amends Chapter 145 to allow the Town of Elsmere to revoke rental licenses and building permits not only for properties in violation of the Nuisance Ordinance and/or requiring excessive police services, but for all properties owned by the offending owner within town limits until the problem property is mitigated.

Fiscal Impact:

Negligible, if any.